

Corres. and Mail
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AF *Law*
AMENDMENT AFTER FINAL
EXPEDITED PROCEDURE
ART UNIT 1652

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Attorney Docket No.: DIVER1200-3	
In re Application of: Jay M. Short			
Application No: 09/753,752		Filed: January 2, 2001	
Entitled: SCREENING METHODS FOR ENZYMES AND ENZYME KITS			
Group Art Unit: 1652		Examiner: D.M. Ramirez	

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicants hereby appeal to the Board of Appeals from the decision mailed July 26, 2004 of the Examiner rejecting claims 1-5.

1.	<input checked="" type="checkbox"/>	Appeal Fee (37 C.F.R. 1.17(b))	
		other than small entity	\$500.00
	<input checked="" type="checkbox"/>	small entity	\$250.00

2.	<input checked="" type="checkbox"/>	A petition and fee for an extension of time for reply to the rejection is attached.						
	<input checked="" type="checkbox"/>	Extension Fee (37 C.F.R. 1.17(a))						
		other than small entity						
		\$120.00		\$450.00		\$1,020.00		\$1,590.00
	<input checked="" type="checkbox"/>	small entity						
		\$60.00		\$225.00	<input checked="" type="checkbox"/>	\$510.00		\$795.00

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PATENT
Attorney Docket No.: DIVER1200-3

3.	X	Enclosed is Check No. 573629 in the amount of \$760.00, which consists of \$510.00 for the Three Months Extension of Time fee and \$250.00 for the Notice of Appeal fee. The Commissioner may charge any other fees associated with the filing submitted herewith, or credit any overpayment, to Deposit Account No. 07-1896.
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January 26, 2005

Date

 *for*

Reg. No. 45,517

Lisa A. Haile, J.D., Ph.D.
Registration No. 38,347
Attorney for Applicant
Telephone: (858) 677-1456
Facsimile: (858) 677-1465

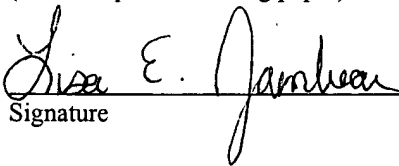
DLA PIPER RUDNICK GRAY CARY US LLP
4365 Executive Drive, Suite 1100
San Diego, CA 92121-2133
USPTO CUSTOMER NO. 28213

CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, **January 26, 2005**, in an envelope addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Lisa E. Jambau

(Name of person mailing paper)



Signature

January 26, 2005

Date